

SECOND REGULAR SESSION

[PERFECTED]

HOUSE COMMITTEE SUBSTITUTE FOR

**HOUSE BILL NO. 1108**

**96TH GENERAL ASSEMBLY**

4200L.02P

D. ADAM CRUMBLISS, Chief Clerk

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**AN ACT**

To amend chapter 392, RSMo, by adding thereto one new section relating to caller location information.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Chapter 392, RSMo, is amended by adding thereto one new section, to be  
2 known as section 392.415, to read as follows:

392.415. 1. **Upon request, a telecommunications carrier or commercial mobile**  
2 **service provider as identified in 47 U.S.C. Section 332(d)(1) and 47 CFR Parts 22 or 24**  
3 **shall provide call location information concerning the user of a telecommunications service**  
4 **or a wireless communications service, in an emergency situation to a law enforcement**  
5 **official or agency in order to respond to a call for emergency service by a subscriber,**  
6 **customer, or user of such service, or to provide caller location information (or do a ping**  
7 **locate) in an emergency situation that involves danger of death or serious physical injury**  
8 **to any person where disclosure of communications relating to the emergency is required**  
9 **without delay.**

10 2. **No cause of action shall lie in any court of law against any telecommunications**  
11 **carrier or telecommunications service or commercial mobile service provider, or against**  
12 **any telecommunications service or wireless communications service, or its officers,**  
13 **employees, agents, or other specified persons, for providing any information, facilities, or**  
14 **assistance to a law enforcement official or agency in accordance with the terms of this**  
15 **section. Notwithstanding any other provision of law, nothing in this section prohibits a**  
16 **telecommunications carrier or commercial mobile service provider from establishing**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 **protocols by which such carrier or provider could voluntarily disclose call location**  
18 **information.**

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